

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

CURT MCLELLAN,

Case No. 2:22-cv-00281-GMN-EJY

Petitioner,

## ORDER

V.

TIM GARRETT, ET AL.,

## Respondents.

This counseled habeas matter is before this Court on the Respondents' motion to dismiss.

10 (ECF No. 8.) In this Court’s scheduling order, this Court ordered that “[t]he response and reply  
11 time to any motion filed by either party, including a motion filed in lieu of a pleading, will be  
12 governed . . . by Local Rule LR 7-2(b).” (ECF No. 2.) Local Rule 7-2(b) provides that “the  
13 deadline to file and serve any points and authorities in response to [a motion other than a motion  
14 for summary judgment] is 14 days after service of the motion.” Respondents’ motion to dismiss  
15 was electronically served on July 8, 2022. As such, Petitioner’s 14-day deadline to respond to the  
16 motion to dismiss expired on July 22, 2022. To date, Petitioner has not filed a response nor  
17 requested an extension of time.

18       **It is therefore ordered** that Petitioner has 10 days from the date of this order to file a  
19 response to the motion to dismiss. Failure to file a response within 10 days may result in the  
20 dismissal of this action.

Dated: August 6, 2022

~~Gloria M. Navarro, Judge  
United States District Court~~